

2004  
CIVIL LAW INSTITUTE  
AUGUST 4-6, 2004  
HYATT REGENCY ISLANDIA, SAN DIEGO

HOTEL &  
REGISTRATION  
DEADLINE:  
JULY 9, 2004



ADMINISTRATIVE OFFICE  
OF THE COURTS

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EDUCATION DIVISION/CENTER FOR  
JUDICIAL EDUCATION AND RESEARCH

## INVITATION TO ATTEND

The Administrative Office of the Courts' Education Division/CJER cordially invites you to attend this annual continuing education program for the California judiciary. Its purpose is to assist you in keeping up with recent developments in the law and in solving current court problems. The institute is designed to meet the needs of both judicial officers new to the civil law assignment and those with greater experience.

In planning this institute, the Civil Law Education Committee, composed of experienced judicial officers from throughout the state, has developed a comprehensive curriculum to meet the needs of California's civil law judiciary. The committee welcomes your suggestions and comments about your educational needs.

Please notify your presiding judge promptly if you plan to attend. In addition, please complete and submit the online registration form by July 9, 2004. We hope you will join us for this informative and enjoyable judicial conference.

# COURSE DESCRIPTIONS

## WEDNESDAY, AUGUST 4

11:00 a.m.—1:00 p.m.

### REGISTRATION

1:00—1:15 p.m.

### WELCOMING REMARKS

1:15—4:45 p.m.

### TWO CONCURRENT SESSIONS

#### ANATOMY OF A CIVIL CASE—CASE MANAGEMENT, LAW AND MOTION

- Case management
- Disclosure and disqualification
- Challenges to the pleadings
- Defaults
- Discovery
- Law and motion calendars
- Summary judgment

*Hon. Monica Marlow*

*Superior Court of Shasta County*

*Hon. Emilie Harris Elias*

*Superior Court of Los Angeles County*

*Hon. Mark Wood Snauffer*

*Superior Court of Fresno County*

— OR —

#### INTERRELATIONSHIP OF INSURANCE, CONSTRUCTION DEFECT, AND REAL ESTATE LAW

*Hon. Raymond J. Ikola*

*Court of Appeal, Fourth Appellate District*

*Hon. David Bernard Flinn*

*Superior Court of Contra Costa County*

*Mr. Tom Castle*

*Referee/Mediator*

# THURSDAY, AUGUST 5

7:30–8:30 a.m.

## CONTINENTAL BREAKFAST

8:30 a.m.–5:00 p.m.

## CALIFORNIA ENVIRONMENTAL QUALITY ACT OVERVIEW

A procedural and substantive framework with which to analyze and dispose of issues presented by a challenge under the California Environmental Quality Act (CEQA) to the approval of a public or private project. This is an all-day session.

*Hon. Ronald B. Robie*

*Court of Appeal, Third Appellate District*

*Ms. Susan L. Brandt-Hawley*

*Attorney, Glen Ellen*

*Mr. Whit Manley*

*Attorney, Sacramento*

*Ms. Margaret Sohagi*

*Attorney, Los Angeles*

8:30–10:00 a.m.

## TWO CONCURRENT SESSIONS

### ANATOMY OF A CIVIL CASE

*(continued)*

— OR —

### EXPERT WITNESS ISSUES

A discussion of issues associated with expert witnesses, including discovery abuse at trial.

*Hon. Ronald S. Prager*

*Superior Court of San Diego County*

10:15 a.m.–12:00 noon

## TWO CONCURRENT SESSIONS

### ANATOMY OF A CIVIL CASE

*(continued)*

— OR —

### PREJUDGMENT REMEDIES/ADMINISTRATIVE WRITS

A discussion of prejudgment remedies, including injunctions, temporary restraining orders, and temporary protective orders.

*Hon. A. James Robertson II*

*Superior Court of San Francisco County*

12:00 noon–1:00 p.m.

## LUNCH

1:00–3:00 p.m.

## TWO CONCURRENT SESSIONS

### SUMMARY JUDGMENT

Hot topics and difficult issues in summary judgment.

*Hon. Mary Ann Murphy*

*Superior Court of Los Angeles County*

— OR —

### JURY TRIAL REFORM

A discussion of jury trial reform, including jury note-taking, mini-openings, and the new civil jury instructions.

*Hon. Dallas Scott Holmes*

*Superior Court of Riverside County*

3:15–4:45 p.m.

## TWO CONCURRENT SESSIONS

### MINIMIZING ERROR

A discussion of how to minimize some of the most frequent errors that lead to appellate review or reversal.

*Hon. James R. Lambden*

*Court of Appeal, First Appellate District*

*Hon. Ignazio J. Ruvulo*

*Court of Appeal, First Appellate District*

— OR —

### MISCELLANEOUS MIGRAINES

A discussion of things that drive you crazy, including sealing records/confidentiality, referees, special masters, post-trial motions, and disqualification motions pursuant to Code of Civil Procedure section 170.1.

*Hon. Richard L. Fruin, Jr.*

*Superior Court of Los Angeles County*

*Hon. Douglas P. Miller*

*Superior Court of Riverside County*

## FRIDAY, AUGUST 6

7:30–8:30 a.m.

### CONTINENTAL BREAKFAST

8:30 a.m.–12:00 noon

### CURRENT ISSUES AND TRENDS IN CEQA LITIGATION

A discussion of recent published appellate decisions and recent legislation relevant to the CEQA process. Building on the CEQA overview course, the panel will identify and discuss emerging cutting-edge CEQA issues and trends, including judicial remedies. This is an all-morning session.

*Hon. Ronald B. Robie*

*Court of Appeal, Third Appellate District*

*Ms. Susan L. Brandt-Hawley*

*Attorney, Glen Ellen*

*Mr. Whit Manley*

*Attorney, Sacramento*

*Ms. Margaret Sohagi*

*Attorney, Los Angeles*

8:30–10:00 a.m.

### ANTI-SLAPP MOTIONS

A discussion of the statutory changes and case law updates affecting special motions to strike.

*Hon. Paul Turner*

*Court of Appeal, Second Appellate District*

10:15 a.m.–12:00 noon

### PRIVILEGES

A discussion of the attorney-client, litigation, marital, and physician-patient privileges. Consideration will be given to handling the official information privilege, privilege logs, and ex partes. The effect of waiver and when to do an in camera review will also be addressed.

*Hon. Hurl William Johnson III*

*Superior Court of Stanislaus County*

*Hon. Amy D. Hogue*

*Superior Court of Los Angeles County*

12:00 noon

### PROGRAM ADJOURNS

## HOTEL ARRANGEMENTS

HYATT REGENCY ISLANDIA

1441 QUIVIRA ROAD

SAN DIEGO, CA 92109

619-224-1234

A block of rooms has been reserved for program participants at the Hyatt Regency Islandia in San Diego. Each participant is responsible for making his or her own hotel reservations. *The hotel registration deadline is July 9, 2004.* To receive the special conference rate of \$110 per night (single or double occupancy), mention that you are with CJER. At hotel check-in you will be asked to present your state identification for a waiver of the occupancy tax. Reservations will be made on a first-come, first-served basis. Because the room block is limited, make your reservations early.

Our room block includes only enough rooms to accommodate judicial officer participants. If you need additional rooms, please reserve them outside the room block.

## MCLE

We certify that this program will qualify for Minimum Continuing Legal Education credits from the State Bar of California. MCLE forms will be available at the program.

## STATE FUNDING FOR CERTAIN EDUCATION EXPENSES

The Administrative Office of the Courts (AOC) will pay the hotel directly for sleeping rooms for participants who attend the entire institute in which they are enrolled and whose home and court are more than 25 miles from the Hyatt Regency Islandia in San Diego. Qualifying participants do not need to pay lodging costs and seek reimbursement from their courts. But participants must still make their own lodging reservations by the hotel reservation deadline, and will remain individually responsible for any cancellation charges and incidental expenses.

The AOC will pay directly for group meals for participants who attend the entire course in which they are enrolled. Therefore, during the institute, you will be included in the meal counts for breakfast, lunch, and refreshment breaks.

You must register for the entire institute or register for portions of the institute and for the Summer Continuing Judicial Studies Program (CJSP) courses on the California Environmental Quality Act (CEQA). The CEQA Overview will take place all day on Thursday, August 5, and Current Issues and Trends in CEQA Litigation will take place on Friday morning, August 6. Please see the details in the Summer CJSP announcement.

Participants who do not qualify for lodging reimbursement and group meals will remain individually responsible for all of their lodging and meal expenses.

These procedures apply to assigned judges only if state funding is approved by the AOC's Assigned Judges Program no later than Friday, July 9, 2004.

### CANCELLATION

If, after registering, you find you are unable to attend the institute, please cancel in writing by *July 28, 2004*. Fax your cancellation to 415-865-4335, attention Brenda Chiles. Because hotel food and beverage costs are guaranteed, you may be charged for these expenses if you cancel after July 28.

### ACCESSIBILITY

The Judicial Council of California supports the Americans With Disabilities Act, which promotes public accessibility for persons with disabilities. If you require special equipment or services, please contact Brenda Chiles, Program Secretary, at 415-865-7810.



## CIVIL LAW EDUCATION COMMITTEE

Hon. Richard J. McAdams, Chair  
Court of Appeal, Sixth Appellate District  
Hon. Judith C. Chirlin  
Superior Court of Los Angeles County  
Hon. Lawrence W. Crispo (Ret.)  
Superior Court of Los Angeles County  
Hon. David Bernard Flinn  
Superior Court of Contra Costa County  
Hon. John Frederick "Fritz" Kraetzer  
Superior Court of Alameda County  
Hon. Monica Marlow  
Superior Court of Shasta County  
Hon. Douglas P. Miller  
Superior Court of Riverside County  
Hon. Mark Wood Snauffer  
Superior Court of Fresno County  
Hon. Elizabeth Allen White  
Superior Court of Los Angeles County

### *Liaison:*

Hon. Emilie Harris Elias  
Superior Court of Los Angeles County

## CJER STAFF FOR PROGRAM

Karen M. Thorson, Director  
Karene Alvarado, Program Attorney  
Suzanne C. Renner, Program Coordinator  
Brenda Chiles, Program Secretary